

P25041.A01



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : You-Seok JANG

Group Art Unit : 3632

Appl. No. : 10/510,241  
(U.S. National Stage of PCT/KR03/00761)

Examiner : Tan Le

Filed : October 14, 2004

For : MOUSE PAD

**RESPONSE TO ELECTION/RESTRICTION REQUIREMENT  
WITH TRAVERSE**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop: Amendment  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In response to the Official Action of July 29, 2005 in which a one-month shortened statutory period for response was set to expire on August 29, 2005, and for which a Request for Extension of Time for five months is being filed concurrently herewith, setting the period for response to expire January 30, 2006 (January 29, 2006 being a Sunday), Applicant hereby elects the species of Figs. 2-3, with traverse. Claims 1, 2 and 6 are considered to read on the elected species, and claim 1 is believed to be generic.

Applicant respectfully request that each of the species be examined in the instant application, pursuant to the guidelines set forth in M.P.E.P. 803. That is, the

Examiner is respectfully requested to reconsider his requirement and find that there would not appear to be a "serious burden" on the Office in also examining the claims directed toward the non-elected species, which would otherwise be withdrawn from the consideration if the restriction requirement is maintained.

In M.P.E.P. Chapter 800, the Office sets forth its policy by which Examiners are guided in requiring restriction under 35 U.S.C.121. In Chapter 803 it is stated that "[i]f the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions."

Applicant respectfully submits, that in spite of the Examiner's restriction, the non-elected claims should be examined in the instant application for the following reasons. It would appear that the search for the inventions identified by the Examiner would be coextensive, or at least significantly overlap. That is, if the Examiner would perform a search for the elected species of Figs. 2-3 comprising claims 1, 2 and 6, there would not appear to be a serious burden in continuing the examination of the other three species, especially since all claims are directed toward a mouse pad comprising: a pad part having a flat plate shape, the pad part having a mouse put thereon to drive; and a wrist support part having a wrist support cushion installed to support a user's wrist, wherein the pad part and the wrist support part are separated from each other, wherein the pad part is detachably coupled with the wrist support part to enable a revolving operation, and wherein a tilt angle adjusting means for adjusting a tilt angle of the pad part is installed under the pad part.

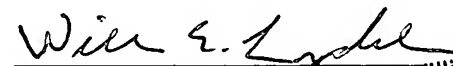
P25041.A01

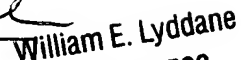
Because the search of all of the identified species would be substantially coextensive, there would be no serious burden on the Examiner to examine all the claims of the present application. For this reason, and consistent with the office policy as set forth in M.P.E.P. 803, Applicant respectfully requests that the Examiner reconsider and withdraw the election requirement.

For the foregoing reasons, the restriction requirement in this application is believed to be improper and it is respectfully submitted that it be reconsidered and withdrawn.

Should there be any questions concerning this application, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,  
You-Seok JANG

  
Bruce H. Bernstein  
Reg. No. 29,027

  
William E. Lyddane  
Reg. No. 41,568

January 25, 2006  
GREENBLUM & BERNSTEIN, P.L.C.  
1950 Roland Clarke Place  
Reston, VA 20191  
(703) 716-119